IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

RP.No. 328 of 2007

(AGAINST THE JUDGEMENT IN WPC.10518/2005 Dated 09/11/2006)

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REVIEW PETITIONER/PETITIONER:

SUJATHA,W/O.LATE C.K.PADMANABHAN,
SUNIMANDIRAM, PATTANAKKAD P.O,
CHERTHALA, ALAPPUZHA DISTRICT.

BY ADV. SRI.K.K.SATHEESH

RESPONDENTS:

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1. UNION OF INDIA,REPRESENTED BY THE SECRETARY,MINISTRY OF HOME AFFAIRS,FREEDOM FIGHTERS DIVISION, LOK NAYAK BHAVAN, KHAN MARKET, NEW DELHI-110 003.

2. STATE OF KERALA REPRESENTED BY THE SECRETARY,GENERAL ADMINISTRATION (FFP.A)DEPARTMENT GOVERNMENT SECRETARIAT,THIRUVANANTHAPURAM.

R1 BY ADV. SRI.JOHN VARGHESE, ASSISTANT SG
R2 BY GOVT. PLEADER SMT.M.R.SREELATHA.

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD

ON 11/10/2007, THE COURT ON THE SAME DAY PASSED THE

FOLLOWING:

S. SIRI JAGAN, J.

R.P.No. 328 of 2007
in
WP(C) No. 10518 of 2005

Dated this the 11th day of October, 2007

O R D E R

Heard both sides.

The writ petition was dismissed on the ground that the petitioner has not proved six months' imprisonment of her husband for the purpose of enabling her to get freedom fighters' pension. Now the petitioner has filed this review petition on the ground that since her husband was a scheduled caste, as per the scheme, only three months' imprisonment is necessary for qualification to get freedom fighters' pension. Prima facie, it appears to be correct. In the above circumstances, the review petition is allowed and the judgment dated 9.11.2006 is recalled.

Post the writ petition for hearing.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J.

O.P.NO. OF 2001

J U D G M E N T

DATED: -0-2007